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1616 #

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Attorney's Docket No. 033248-017 Patent Date 7 2003

TECH JENNER 1600/2900

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**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Patent Application of )  
Darja Fercej Temeljotov et al. ) Group Art Unit: 1616  
Application No.: 09/913,752 ) Examiner: Sharmila S. Gollamudi  
Filed: November 21, 2001 ) Confirmation No.: 5309  
For: DIRECTLY COMPRESSIBLE MATRIX )  
FOR CONTROLLED RELEASE OF )  
SINGLE DAILY DOSES OF )  
CLARITHROMYCIN )

**AMENDMENT/REPLY TRANSMITTAL LETTER**

Assistant Commissioner for Patents  
Washington, D.C. 20231

Sir:

Enclosed is a reply to the Office Action dated July 3, 2002 for the above-identified patent application.

- A Petition for Extension of Time is also enclosed.
- A Terminal Disclaimer and a check for [ ] \$55.00 (2814) [ ] \$110.00 (1814) to cover the requisite Government fee are also enclosed.
- Also enclosed is \_\_\_\_\_.
- Small entity status is hereby claimed.
- Applicant(s) request continued examination under 37 C.F.R. § 1.114 and enclose the [ ] \$375.00 (2801) [ ] \$750.00 (1801) fee due under 37 C.F.R. § 1.17(e).
- Applicant(s) previously submitted \_\_\_, on \_\_\_, for which continued examination is requested.
- Applicant(s) request suspension of action by the Office until at least \_\_\_, which does not exceed three months from the filing of this RCE, in accordance with 37 C.F.R. § 1.103(c). The required fee under 37 C.F.R. § 1.17(i) is enclosed.

- [ ] A Request for Entry and Consideration of Submission under 37 C.F.R. § 1.129(a) (146/246) is also enclosed.
- [X] No additional claim fee is required.
- [ ] An additional claim fee is required, and is calculated as shown below:

A M E N D E D C L A I M S					
	NO. OF CLAIMS	HIGHEST NO. OF CLAIMS PREVIOUSLY PAID FOR	EXTRA CLAIMS	RATE	ADDT'L FEE
Total Claims	13	MINUS 3 =	0	× \$18.00 (1202) =	0
Independent Claims	2	MINUS 20 =	0	× \$84.00 (1201) =	0
If Amendment adds multiple dependent claims, add \$280.00 (1203)					0
Total Amendment Fee					0
If small entity status is claimed, subtract 50% of Total Amendment Fee					0
<b>TOTAL ADDITIONAL FEE DUE FOR THIS AMENDMENT</b>					<b>0</b>

[ ] A claim fee in the amount of \$\_\_\_\_\_ is enclosed.

[ ] Charge \$\_\_\_\_\_ to Deposit Account No. 02-4800.

The Commissioner is hereby authorized to charge any appropriate fees under 37 C.F.R. §§ 1.16, 1.17, 1.20(d) and 1.21 that may be required by this paper, and to credit any overpayment, to Deposit Account No. 02-4800. This paper is submitted in duplicate.

Respectfully submitted,

BURNS, DOANE, SWECKER & MATHIS, L.L.P.

By:   
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Date: January 3, 2003